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STATE OF NEVADA



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DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

This Meeting Notice and Agenda posted for public inspection in the following locations:

Clark County Court House, 200 Lewis Avenue, Las Vegas, NV 89101
Washoe County Court House, 75 Court Street, Reno, NV 89501
Nevada State Library & Archives, 100 North Stewart Street, Carson City, NV 89701
Grant Sawyer Building, 555 East Washington Avenue Las Vegas, NV 89101
Department of Business & Industry, 555 East Washington Avenue #4900 Las Vegas, NV 89101
Nevada Transportation Authority, 2290 South Jones Boulevard, Suite #110, Las Vegas, NV 89146
Nevada Transportation Authority, 1755 East Plumb Lane, Suite #216, Reno, NV 89502
Nevada Transportation Authority website: <http://www.nta.nv.gov>

MEETING NOTICE AND AGENDA

This is a notice of a duly authorized general session of the Nevada Transportation Authority scheduled for **Thursday, October 17, 2013 at 9:30 am**. Members of the public may request the supporting material for this meeting from **James Allen Day, Nevada Transportation Authority, 2290 South Jones Blvd., Suite #110, Las Vegas, Nevada 89146, (702) 486-3303, jday@nta.nv.gov**

The public may review the supporting material for this meeting and attend the meeting at the following locations:

**Nevada Transportation Authority
2290 South Jones Blvd., Suite #110
Las Vegas, Nevada 89146**

**Nevada Transportation Authority
1755 East Plumb Ln., Suite #216
Reno, Nevada 89502**

ALL CELLULAR TELEPHONES AND PAGERS ARE TO BE TURNED OFF OR
SET TO SILENT NOTIFICATION MODE DURING THE PROCEEDINGS

AGENDA

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Public Comment:** Members of the public are invited to comment on any items on the meeting agenda below. No action will be taken on any item during the public comment period, but may be taken at the appropriate point in the meeting.

5. **Approval of Agenda – *FOR POSSIBLE ACTION***
6. **Approval of the Minutes of the September 12, 2013 Agenda Meeting – *FOR POSSIBLE ACTION***
7. **Briefings from the Commissioners**
8. **Briefing from the Deputy Commissioner**
9. **Report of Legal Counsel**

ADMINISTRATIVE CITATIONS AND IMPOUNDMENTS

10. **Citation 14159** issued to Sheryl Lynn Stearns for a violation of NRS 706.386. (AJM) – ***FOR POSSIBLE ACTION***
11. **Citation 14161** issued to Courtney Thomas/CATS Transportation, Inc. for violations of NRS 706.386 and NRS 706.758. (AJM) – ***FOR POSSIBLE ACTION***
12. **Citation 14200** issued to Martin Ross & Associates, LLC for a violation of NAC 706.191. (AJM) – ***FOR POSSIBLE ACTION***
13. **Citations 16283 and 16480** issued to Yellow Cab of Reno for violations of NRS 706.366 and NAC 706.361. (AJM) – ***FOR POSSIBLE ACTION***
14. **Citation 16285** issued to La Dolce Vita/Khanh Nguyen for violations of NRS 706.386 and NRS 706.758. (AJM) – ***FOR POSSIBLE ACTION***
15. **Citation 16294** issued to David Seveck for violations of NRS 706.386 and NRS 706.758. (AJM) – ***FOR POSSIBLE ACTION***
16. **Citation 16452** issued to David Overly for a violation of NAC 706 as amended by LCB File No. R127-07(1). (AJM) – ***FOR POSSIBLE ACTION***
17. **Citation 16455** issued to Ronald Martonick for violations of NRS 706.386 and NRS 706.758. (AJM) – ***FOR POSSIBLE ACTION***
18. **Citation 16478** issued to Colonial Van and Storage for a violation of NRS 706.285. (AJM) – ***FOR POSSIBLE ACTION***
19. **Citation 16481** issued to North Tahoe Limousine/Rodney Storm for violations of NRS 706.386 and NRS 706.758. (AJM) – ***FOR POSSIBLE ACTION***
20. **Citations 16526, 16527 and 16528** issued to CEL-JIM, Inc. d/b/a Jim's Tire Factory for violations of NAC 706.247/49 CFR 396.51 (2 counts), NAC 706.247/49 CFR 396.11 (2 counts), NAC 706.247/49 CFR 396.43 (2 counts), NAC 706.247/49 CFR 382.301 (2 counts) and NAC 706.247/49 CFR 382.305 (2 counts). (AJM) – ***FOR POSSIBLE ACTION***

21. **Citation 16530** issued to Alpine Auto Service Inc. d/b/a Alpine Tow for a violation of NAC 706 as amended by LCB File No. R113-10 (5 counts). (AJM) – ***FOR POSSIBLE ACTION***
22. **Impound 1536** The impoundment pursuant to NRS 706.476 of a vehicle registered to Andrea Lynn Steinmetz. (AJM) – ***FOR POSSIBLE ACTION***
23. **Impound 1537** The impoundment pursuant to NRS 706.476 of a vehicle registered to Lakeshore Taxi. (AJM) – ***FOR POSSIBLE ACTION***
24. **Impound 2185** The impoundment pursuant to NRS 706.476 of a vehicle registered to Ivy Lynn Zuloff. (AJM) – ***FOR POSSIBLE ACTION***
25. **Impound 2137 and Citation 16458** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 16458 issued to Joshua Covello for violations of NRS 706.386 and NRS 706.758. (AJM) – ***FOR POSSIBLE ACTION***
26. **Impound 2153 and Citation 16454.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 16454 issued to Michelle Nevarez for violations of NRS 706.386 and NRS 706.758. (AJM) – ***FOR POSSIBLE ACTION***
27. **Citation 14683** issued to Earth Limousines, LLC for violations of NRS 706.167 and NRS 706.398. (MBM) – ***FOR POSSIBLE ACTION***
28. **Citation 16122** issued to Ellen P. Russell for violations of NAC 706.247/49 CFR 391.41 and NAC 706 as amended by LCB File No. R127-07(1). (MBM) – ***FOR POSSIBLE ACTION***
29. **Citation 16232** issued to Lidia Castillo d/b/a David's Towing for a violation of NAC 706.191. (MBM) – ***FOR POSSIBLE ACTION***
30. **Citations 16589 and 16591** issued to Jasiah Luis Holloway for violations of NRS 706.386, NRS 706.758, and NAC 706.247/49 CFR 391.41. (MBM) – ***FOR POSSIBLE ACTION***
31. **Citation 16624** issued to Miriam Castillo for violations of NRS 706.386 and NRS 706.758. (MBM) – ***FOR POSSIBLE ACTION***
32. **Citation 16627** issued to Dick Craig Towing for violation of NAC 706.247/49 CFR 391.51 (7)(i). (MBM) – ***FOR POSSIBLE ACTION***
33. **Citation 16680** issued to Sipparen Diking Cook for violations of NRS 706.386 and NRS 706.758. (MBM) – ***FOR POSSIBLE ACTION***
34. **Impound 2178** The impoundment pursuant to NRS 706.476 of a vehicle registered to Esdras Melendez-Caballero. (MBM) – ***FOR POSSIBLE ACTION***
35. **Impound 2181** The impoundment pursuant to NRS 706.476 of a vehicle registered to Carolyn Rayshawn Range. (MBM) – ***FOR POSSIBLE ACTION***

36. **Impound 2177 and Citation 16621** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 16621 issued to John Reilly for violations of NRS 706.386 and NRS 706.758. (MBM) – **FOR POSSIBLE ACTION**
37. **Impound 2184 and Citation 16363** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 16363 issued to Thor W. Armstrong for violations of NRS 706.386 and NRS 706.758. (MBM) – **FOR POSSIBLE ACTION**
38. **Impound 2186 and Citation 16655** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 16655 issued to Ronald Strawther for violations of NRS 706.386 and NRS 706.758. (MBM) – **FOR POSSIBLE ACTION**
39. **Impound 2187 and Citation 16681** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 16681 issued to Lester Keith Santiago for violations of NRS 706.386 and NRS 706.758. (MBM) – **FOR POSSIBLE ACTION**
40. **Citation 14165** issued to David Wilcox for violations of NRS 706.386 and NRS 706.758. (GA) – **FOR POSSIBLE ACTION**
41. **Citation 16607** issued to Malcolm Brothers for violations of NAC 706.228(3) and NAC 706.228(5). (GA) – **FOR POSSIBLE ACTION**
42. **Citation 16614** issued to Million Gebreselassie for violations of NAC 706.228(3) and NAC 706.228(5). (GA) – **FOR POSSIBLE ACTION**
43. **Citation 16617** issued to Samuel Tezera Ketsela for a violation of NAC 706.228. (GA) – **FOR POSSIBLE ACTION**
44. **Citation 16619** issued to Carlos DeLeon for a violation of NAC 706.228. (GA) – **FOR POSSIBLE ACTION**
45. **Citation 16212** issued to Jason Propp/Marina Auto/Proper Transportation for violations of NRS 706.386 and NRS 706.758. (GA) – **FOR POSSIBLE ACTION**
46. **Citations 16222 and 16223** issued to Rush In Towing for violations of NRS 706.4477 (2 counts), NAC 706.311 and NAC 706.279. (GA) – **FOR POSSIBLE ACTION**
47. **Impound 2183** The impoundment pursuant to NRS 706.476 of a vehicle registered to April Haynes. (GA) – **FOR POSSIBLE ACTION**
48. **Impound 1535** The impoundment pursuant to NRS 706.476 of a vehicle registered to Allen Robert Wilcox. (GA) – **FOR POSSIBLE ACTION**
49. **Impounds 2188 and 2189 and Citation 16656** The impoundment pursuant to NRS 706.476 of two vehicles registered to and Citation 16656 issued to Robert Siladie, Jr. for violations of NRS 706.386 and NRS 706.758. (GA) – **FOR POSSIBLE ACTION**

50. **Citation 14162** issued to Paul William Seaman for a violation of NAC 706.376. – ***FOR POSSIBLE ACTION***
51. **Citation 14224** issued to All West Coachlines, Inc. for violations of NAC 706.381 (9 counts). – ***FOR POSSIBLE ACTION***
52. **Citation 16235** issued to VIP Limousines of Nevada for a violation of NAC 706.311 (2 counts). – ***FOR POSSIBLE ACTION***
53. **Citation 16236** issued to Silver State Trailways for a violation of NRS 706.463(3). – ***FOR POSSIBLE ACTION***
54. **Citation 16237** issued to Global Access, LLC for a violation of NRS 706.463(3). – ***FOR POSSIBLE ACTION***
55. **Citation 16336** issued to Evergreen Trails, Inc. for violations of NAC 706.329 and NAC 706.311. – ***FOR POSSIBLE ACTION***
56. **Citation 16404** issued to Maurice Underwood/Man with a Van for a violation of NRS 706.758. – ***FOR POSSIBLE ACTION***
57. **Citation 16414** issued to Luxe Transportation for a violation of NRS 706.285. – ***FOR POSSIBLE ACTION***
58. **Citation 16451** issued to William Bunting for a violation of NAC 706 as amended by LCB File No. R127-07(1). – ***FOR POSSIBLE ACTION***
59. **Citation 16477** issued to South Tahoe Express/Amador Stage Lines for a violation of NRS 706.285. – ***FOR POSSIBLE ACTION***
60. **Citation 16485** issued to Sierra Moving Systems for a violation of NRS 706.758. – ***FOR POSSIBLE ACTION***
61. **Citation 16487** issued to Annie Bananies Wild West Tours for a violation of NRS 706.285. – ***FOR POSSIBLE ACTION***
62. **Citation 16571** issued to Arash Zaeri for a violation of NAC 706 as amended by LCB File No. R127-07(1). – ***FOR POSSIBLE ACTION***
63. **Citations 16572 and 16574** issued to Joe Constantin-Sardinas for violations of NAC 706.228 and NAC 706.194. – ***FOR POSSIBLE ACTION***
64. **Citation 16592** issued to Keven Quintana for violations of NAC 706 as amended by LCB File No. R127-07(1) and NAC 706.247/49 CFR 391.41. – ***FOR POSSIBLE ACTION***

65. **Citation 16603** issued to Patrick Nolan for a violation of NAC 706 as amended by LCB File No. R127-07(1). – **FOR POSSIBLE ACTION**
66. **Citation 16609** issued to ABC Towing for violations of NAC 706.311 (49 counts). – **FOR POSSIBLE ACTION**
67. **Citation 16618** issued to Abebe Haile for a violation of NAC 706.228. – **FOR POSSIBLE ACTION**
68. **Citation 16622** issued to Miguel A. Carrillo for a violation of NAC 706.228. – **FOR POSSIBLE ACTION**
69. **Citation 16623** issued to Michael Jackson for a violation of NAC 706 as amended by LCB File No. R127-07(1). – **FOR POSSIBLE ACTION**
70. **Citation 14681** issued to Adventure Photo Tours, Inc. for violations of NRS 706.167 and NRS 706.398. – **FOR POSSIBLE ACTION**
71. **Citation 14682** issued to ASP Inc. d/b/a Action Movers of Nevada, Inc. for violations of NRS 706.167 and NRS 706.398. – **FOR POSSIBLE ACTION**

**APPLICATIONS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND
NECESSITY TO PROVIDE TOW CAR SERVICE**

72. **Docket 13-03010** The Application of Israel Moran Garcia and Maribel Andres Cruz d/b/a Max Towing Service for a certificate of public convenience and necessity (hereinafter “CPCN”) to provide tow car service by tow car vehicle within the State of Nevada. Staff investigation concluded. (MBM) – **FOR POSSIBLE ACTION**
73. **Docket 13-06019** The Application of Humberto Urias d/b/a Bulldog Towing for a CPCN to provide tow car service by tow car vehicle within the State of Nevada. Staff investigation concluded. (MBM) – **FOR POSSIBLE ACTION**
74. **Docket 13-07034** The Joint Application of The Tow Truck Company, Inc. for authority to sell and transfer and of 1st Response Towing, Inc. d/b/a The Tow Truck Company to purchase and acquire the authority to provide tow car service within the State of Nevada under CPCN 7136, Sub 2. Staff investigation concluded. (GA) – **FOR POSSIBLE ACTION**

**APPLICATIONS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND
NECESSITY TO PROVIDE CHARTER BUS SERVICE**

75. **Docket 13-06020** The Joint Application of Buffalo Tuff, Inc. d/b/a Nevada Party Bus for authority to sell and transfer and of Rowdy Industries, LLC d/b/a Nevada Party Bus to purchase and acquire the authority to provide charter bus service within the State of Nevada under CPCN 2146. Staff investigation concluded. Item tabled from September 12, 2013 General Session. (GA) – **FOR POSSIBLE ACTION**

76. **Docket 13-08015** The Application of Vegas Limo Coach, LLC d/b/a Vegas Limo Coach for a CPCN to provide charter bus service within the State of Nevada. Staff investigation concluded. (MBM) – ***FOR POSSIBLE ACTION***

PETITION TO AMEND REGULATION

77. **Docket 13-10003** Petitioner Livery Operators Association of Las Vegas seeks amendments to NAC 706.044 and NAC 706.232 as it relates to the definition and regulation of Contract Carrier Authority. (AJM) – ***FOR POSSIBLE ACTION***

EXEMPTION REQUESTS

78. **Docket 13-05009** Safak Sahin/DeTour Vegas, LLC seeks a declaration of exemption pursuant to NAC 706.147 from the requirement to obtain a CPCN to provide intrastate commercial passenger transportation/tours in Nevada. Item tabled from September 12, 2013 General Session. (AJM) – ***FOR POSSIBLE ACTION***
79. **Docket 13-05018** Brett Milholin/Bites and Sites of Las Vegas seeks a declaration of exemption pursuant to NAC 706.147 from the requirement to obtain a CPCN to provide intrastate commercial passenger transportation/tours in Nevada. Item tabled from September 12, 2013 General Session. (AJM) – ***FOR POSSIBLE ACTION***
80. **Docket 13-10001** Gyorgy Vaesanyi/Lovely Day, Inc. seeks a declaration of exemption pursuant to NAC 706.147 from the requirement to obtain a CPCN to provide intrastate commercial passenger transportation/special service in Nevada. (AJM) – ***FOR POSSIBLE ACTION***

PETITIONS FOR RECONSIDERATION

81. **Docket 13-08030** Petitioner Johann Vela Munoz seeks reconsideration of the fines imposed in the Authority's August 8, 2013 final Order in the matters of Impound 2119 and Citation 16386. (AJM) – ***FOR POSSIBLE ACTION***

FINANCIAL RATES AND TARIFFS

82. **Docket 13-08005** The Application of Carson City Towing, Inc. for approval of a tariff rate modification for tow car services conducted under CPCN 7036, Sub 1. Staff investigation concluded. – ***FOR POSSIBLE ACTION***
83. **Docket 13-08025** The Application of CH Destinations, Inc. d/b/a CHD Limousine for approval of a tariff rate modification for charter limousine service conducted under CPCN 1120. Staff investigation concluded. – ***FOR POSSIBLE ACTION***
84. **Docket 13-09006** The Application of Las Vegas Limousine, a Nevada Corporation for approval of a tariff rate modification for charter limousine and airport transfer services conducted under CPCN 2258, Sub 5. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

85. **Docket 13-09017** The Application of Presidential Limousine, Inc. for approval of a tariff rate modification for limousine and special services conducted under CPCN 1007, Sub 5. Staff investigation concluded. – **FOR POSSIBLE ACTION**

APPLICATIONS FOR FULLY REGULATED CARRIERS

86. **Docket 13-03004** The Application of Top Limo Las Vegas, LLC d/b/a Top Limo for an expansion of operating authority under CPCN 1118. (GA) – **FOR POSSIBLE ACTION**
87. **Docket 13-03022** The Application of Daytripper, LLC d/b/a Nye County Cab for a CPCN to provide passenger transportation by taxicab within Nye County, Nevada on the one hand and points and places in the State of Nevada on the other. (AJM) – **FOR POSSIBLE ACTION**
88. **Docket 13-06025** The Application of Integrity Taxi, LLC for a CPCN to provide passenger transportation by taxicab within Nye County, Nevada on the one hand and points and places in the State of Nevada on the other and to provide special service/per capita transportation between Nye County, Nevada and Clark County, Nevada. (MBM) – **FOR POSSIBLE ACTION**

ORDERS TO SHOW CAUSE

89. **Docket 13-07016** The Order to Show Cause issued to Hook-Up Towing Services, LLC as to why CPCN 7284 should not be revoked. (GA) – **FOR POSSIBLE ACTION**

FORMAL WRITTEN COMPLAINT

90. **Investigation I-1308-012** The formal written complaint of Kerry Levitt against Ashley's Towing (CPCN 7220). Pursuant to NAC 706.3977, the Staff of the Authority cannot resolve the formal written complaint and has therefore transmitted the complaint to the Authority for review. If the Authority finds no probable cause exists for the formal written complaint, it will order the complaint dismissed pursuant to NAC 706.3978. If the Authority finds probable cause exists for the formal written complaint, it will set a date for a public hearing on the complaint and/or order appropriate interim relief pursuant to NAC 706.3979. – **FOR POSSIBLE ACTION**

MOTION TO DISMISS APPLICATION

91. **Docket 11-04019** The Application of Rizan Enterprises, LLC d/b/a GIS Limousines for a CPCN to provide charter limousine service within Clark and Nye Counties, Nevada. The Authority will consider the Motion to Dismiss the Application filed by the Intervener, Livery Operators Association of Las Vegas. (MBM) – **FOR POSSIBLE ACTION**

DISCUSSION ITEMS

92. **Docket 13-08022** Pursuant to Senate Bill 428, the Authority will discuss possible rulemaking or issuance of an order regarding the maximum fee that an operator of a tow car may charge a customer for the convenience of using a credit card or debit card to make payment to the operator of the tow car. (AJM) – **FOR POSSIBLE ACTION**

93. **Docket 13-08031** The Authority will discuss adding property-specific “convenience fee,” “access fee” or “loading fee” to tariffs as a pass-through fee akin to McCarran Airport AVI fees. Such fees are assessed by certain resort properties and/or their door staff—often at a rate of \$1.00 per passenger—for loading passengers. Currently, carriers are prohibited by NAC 706.311(1)(a) from collecting such fee from the passenger and passing the fee on to the charging resort entity. Item tabled from September 12, 2013 General Session. (AJM) – ***FOR POSSIBLE ACTION***

94. **Public Comment** – Members of the public are invited to comment on items on the meeting agenda or on items not contained therein. No action may be taken on a matter raised during public comment until the matter itself has been specifically included on an agenda as an item for possible action.

95. **Adjournment**

In accordance with Nevada’s Open Meeting Law, the Authority may consider agenda items taken out of order. The Authority may combine two or more agenda items for consideration. The Authority may remove an item from the agenda or delay discussion relating to an item on the agenda at any time. The Authority may continue the meeting as deemed necessary. The Authority, at its discretion, may take public comment during times other than the designated Public Comment agenda items. The Authority reserves the right to limit public comment to five minutes.

Note: The Nevada Transportation Authority (NTA) is pleased to make reasonable accommodations and will assist and accommodate people with a disability who wish to attend its meetings and hearings. If special arrangements are necessary, please contact the NTA in Las Vegas at (702) 486-3303 or in Reno at (775) 688-2800 as far in advance of the meeting or hearing as possible.